

SEC. 6. Any two of said appraisers shall be a quorum, whose acts shall be valid, and in case any of said appraisers shall neglect or refuse to act, the proceedings or awards of the one or two who shall act shall be of the same force and effect as if all of them joined therein. The compensation of said appraisers shall be three dollars per day for each day necessarily engaged in the discharge of the above and foregoing duties, which sum shall be paid out of the county treasury of said county of Sibley.

Quorum—when deemed valid—compensation.

SEC. 7. This act shall take effect from and after its passage and approval by the governor.

When act to take effect.

Approved March 6, 1868.

CHAPTER CXXXVI.

An Act to locate a State Road from Richmond in Stearns County, to near Fort Abercrombie. D. T.

March 6, 1868.

- SECTION 1. To locate and establish a State Road.
2. Where and when Commissioners to meet—vacancy, how filled.
 3. Commissioners may employ surveyor, &c.—compensation.
 4. When expense of surveying may be chargeable to the counties through which it passes.
 5. How expenses of locating said road to be defrayed.
 6. Commissioners to file plat of road.
 7. Commissioners to be appointed by the Governor.
 8. When act to take effect.

Be it enacted by the Legislature of the State of Minnesota:

SECTION 1. That _____ are hereby appointed commissioners to locate and establish a state road from Richmond, in Stearns county via Lake George, Crow River crossing, Grove Lake, Glenwood, in Pope county, and Lightning Lake, in Andy Johnson county, thence to the

To locate State road.

western boundary of the state, at a point not more than a mile from Fort Abercrombia, D. T.

SEC. 2. Said commissioners shall meet at Richmond, on the first Monday in May, and proceed to discharge the duties imposed upon them by the provisions of this act.

When and where to meet—vacancy, how filled.

Provided, That in the absence of any one of the said commissioners, the other two shall have power to fill said vacancy, and the person so appointed shall have the same authority as by this act is conferred upon the said commissioners.

May employ surveyor, &c.—compensation.

SEC. 3. The said commissioners are hereby empowered to employ one surveyor, who shall receive the sum allowed by law as his compensation, said commissioners shall receive the same compensation as the surveyor, and one ax man and two chain men shall each receive the sum of three dollars per day.

When expenses to be paid by counties through which road runs

SEC. 4. No county through which the said road is to be surveyed shall be chargeable with any part of the expense incurred in the survey, and location and establishment of said road, unless previous to the commencement of such survey the board of county commissioners of said county consent to the survey and location of said road within said county.

How expenses defrayed.

SEC. 5. The expenses of surveying, locating and establishing said road shall be paid by the regularly organized counties through which said road shall enter or pass. The said commissioners shall have power to apportion the amount to each of said counties as in their judgment is just and equal, to defray said expenses.

To file plat of road.

SEC. 6. Said commissioners shall as soon as practicable, file an accurate plot of the said road in the office of the register of deeds in each county in which it may run, said plat shall be the legal evidence of the location of the said road.

Who to appoint commissioners.

SEC. 7. Be it further enacted, that the governor shall have the appointment of the above commissioners.

When act to take effect.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved March 6, 1868.